

REMARKS

Claims 1-5 and 7 remain pending in the present application. Claims 6 and 8 have been cancelled. Claims 1, 4 and 5 have been amended. Basis for the amendments can be found throughout the specification, claims and drawings as originally filed.

REJECTION UNDER 35 U.S.C. § 102

Claims 1-3 and 7 are rejected under 35 U.S.C. § 102(e) as being anticipated by Takatani et al. (U.S. Pub. No. 20050227616). Claim 1 has been amended to define that at a timing other than a timing when a time division communication is operated in the wireless communication terminal, the relay signals are code-multiplexed with the other relay signals.

Takatani does not disclose, teach or suggest code-multiplexing the relay signals with the other relay signals at a time other than a timing when a time division communication is operated in the wireless communication terminal.

Thus, Applicant believes Claim 1, as amended, patentably distinguishes over the art of record. Likewise, Claims 2, 3 and 7 which ultimately depend from Claim 1 are also believed to patentably distinguish over the art of record. Reconsideration of the rejection is respectfully requested.

REJECTION UNDER 35 U.S.C. § 103

Claim 4 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Takatani et al. (U.S. Pub. No. 20050227616) in view of Nakamura et al. (U.S. Pub. No. 20030012294). Claims 5, 6 and 8 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Takatani et al. (U.S. Pub. No. 20050227616) in view of Nakamura et al. (U.S. Pub. No. 20030012294) and further in view of Ando (U.S. Pub. No. 20050141463). Independent Claim 4 has been amended to dependent form to depend from amended Claim 1. Claim 5 has been amended to depend from Claim 1.

As stated above, Claim 1 has been amended and is now believed to patentably distinguish over the cited prior art. Thus, Claims 4 and 5 are also believed to patentably distinguish over the art of record. Claims 6 and 8 have been cancelled. Reconsideration of the rejection is respectfully requested.


CONCLUSION

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action and the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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